

JUDICIAL COUNCIL
OF THE NINTH CIRCUIT

MAR 31 2014

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

IN RE COMPLAINT OF
JUDICIAL MISCONDUCT

Nos. 13-90070, 13-90071,
13-90072, 13-90107, 13-90121
and 13-90122

ORDER

KOZINSKI, Chief Judge:

A pro se prisoner alleges that a district judge and four magistrate judges made improper rulings in his civil rights cases. These allegations relate directly to the merits of the judges' rulings and must therefore be dismissed. See 28 U.S.C. § 352(b)(1)(A)(ii); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982); Judicial-Conduct Rule 11(c)(1)(B).

Complainant further alleges that the judges conspired with each other and other judges to dismiss his cases, and that another district judge instructed all judges in the district to rule against him. Adverse rulings are not proof of conspiracy. See In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. 2009). Complainant provides no objectively verifiable proof (for example, names of witnesses, recorded documents or transcripts) to support allegations of bias or conspiracy. See In re Complaint of Judicial Misconduct, 569 F.3d 1093,

1093 (9th Cir. 2009). Without such evidence, these charges must be dismissed.

See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

Complainant is cautioned that a “complainant who has filed repetitive, harassing, or frivolous complaints, or has otherwise abused the complaint procedure, may be restricted from filing further complaints.” Judicial-Conduct Rule 10(a); see also In re Complaint of Judicial Misconduct, 552 F.3d 1146, 1148 (9th Cir. Jud. Council 2009).

DISMISSED.